

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

STATE OF NEW MEXICO,

Plaintiff,

vs.

No. CIV 17-0995 JB\KK

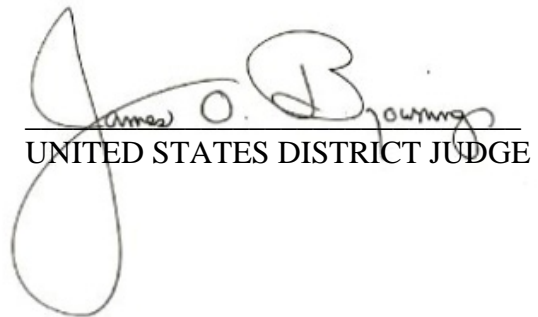
THE PUEBLO OF ISLETA; THE PUEBLO
OF SANDIA; THE PUEBLO OF
TESUQUE; THE SANTA CLARA
PUEBLO and THE SANTA ANA
PUEBLO,

Defendant.

FINAL JUDGMENT

THIS MATTER comes before the Court on the Plaintiff's Notice of Dismissal, filed November 11, 2017 (Doc. 13). Plaintiff State of New Mexico states that, pursuant to rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, it "hereby voluntarily dismisses the above-captioned cause of action." Notice of Dismissal at 1. Rule 41 permits a plaintiff to voluntarily dismiss an action without a court order "by filing a notice of dismissal before the opposing party files an answer or a motion for summary judgment." Fed. R. Civ. Pro. 41(a)(1)(A)(i). Defendants the Pueblo of Isleta, the Pueblo of Sandia, the Pueblo of Tesuque, the Santa Clara Pueblo, and the Santa Ana Pueblo submitted the Defendants' Motion to Dismiss Complaint for Breach of Contract, filed October 27, 2017 (Doc. 12)("Motion to Dismiss"), but they have not filed an Answer or Motion for Summary Judgment. Accordingly, Plaintiff State of New Mexico's voluntary dismissal is proper, and the Defendants' Motion to Dismiss is moot. Because there are no longer any claims against any parties remaining in the case, the Court enters this Final Judgment under rule 58 of the Federal Rules of Civil Procedure.

IT IS ORDERED that this action is dismissed and Final Judgment is entered.



UNITED STATES DISTRICT JUDGE

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